

REMARKS

Claims 1 to 34 are present.

Regarding the aforesdisclosed amendments to the claims.

New Claims 32 to 34 have been added.

Basis for new Claim 32 is found in the Specification on page 30, lines 1 to 4 and lines 11 to

12.

Basis for new Claim 33 is found in the Specification at page 11, lines 16 to 20.

Basis for new Claim 34 is found in the Specification at page 30, lines 1 to 4 and lines 11 to

12.

Claim 1 has been amended to delete  $R^3$  is  $R^{10}$ . Thus,  $R^3$  in Claim 1 is now defined as H or OH.

Claim 10 has been added in Step (c) to change "hydrolyzing" to --deprotecting--. Basis is found in the Specification at page 28, line 18.

Claim 17, Step (a) has been amended to change "hydrolyzing" to --brominating--. Basis is found in the Specification at page 15, lines 15 and 17 to 20.

Claim 28 has been amended to change the temperature range "-20°C or less" to -- -30°C to about 0°C--. Basis is found in the Specification at page 25, lines 9 and 10.

Claim 30 has been amended to change the last step to delete "hydrochloric acid" so that it now reads:

--treating compound L' with sodium hydroxide to form the free base compound M'--. Basis for this amendment is found in the working Example 42 and lines 3 to 11 wherein it is disclosed that the hydrochloride salt (L') is treated with sodium hydroxide (and not hydrochloric acid and sodium hydroxide) to form free base M'.

The above amendments do not involve any new matter and are made to correct obvious inadvertent errors.

Regarding the aforesdisclosed amendments to the Specification:

Pages 2 and 3 of the Specification have been amended to accurately describe U.S. Patent No. 6,395,767.

Page 30 of the Specification has been amended to correct Scheme VIIB and the paragraph starting at line 7 in that L' is treated with NaOH (and not HCl and NaOH) to form M'.

Basis for the above amendment is found in Example 42, page 85, line 7.

The title of each of Examples 37 and 39 has been changed to correct the name of the Formula K compound. As seen at page 27, Formula VI of the Specification, the Formula K compound does not include a cyano group as set out in the title of each of Examples 37 and 39, but includes an --aminocarbonyl-- group.

Example 42, page 84 has been amended to indicate that the free base M' and its monohydrate M'' are prepared and that the Example 40 compound (L) is employed as the starting material.

Please note that Example 40 discloses the preparation of Compound (L) while Example 38 discloses the Formula VIA compound.

Scheme VIIB and page 30, lines 7 to 12 discloses that treating compound M' with water produces monohydrate M''.

Page 86 has been amended to indicate that treating M' with water produces monohydrate M'' (and not free base M'). Basis is found in Scheme VIIB and page 30, lines 7 to 12.

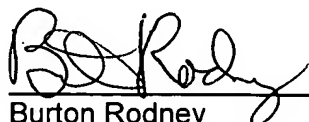
The above amendments do not involve new matter and are made to correct obvious inadvertent errors.

It is believed that this application including Claims 1 to 34 are in good form for examination.

Please charge Deposit Account No. 19-3880 for any fees due and in view of the above amendments.

Respectfully submitted,

Bristol-Myers Squibb Company  
Patent Department  
P.O. Box 4000  
Princeton, NJ 08543-4000  
(609) 252-4336

  
\_\_\_\_\_  
Burton Rodney  
Attorney for Applicants  
Reg. No. 22,076

Date: *March 31, 2005*